

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2020-016904

12/22/2020

HONORABLE RANDALL H. WARNER

CLERK OF THE COURT
C. Ladden
Deputy

KAREN FANN, et al.

KORY A LANGHOFER

v.

MARICOPA COUNTY BOARD OF
SUPERVISORS, et al.

STEPHEN W TULLY
THOMAS PURCELL LIDDY
ALEXANDER M KOLODIN
COURT ADMIN-CIVIL-ARB DESK
DOCKET-CIVIL-CCC
JUDGE WARNER

MINUTE ENTRY

East Court Building – Courtroom 414

2:30 p.m. This is the time set for an Order to Show Cause Return Hearing on Petitioners' December 21, 2020 Application for Order to Show Cause. Plaintiffs Karen Fann (in her official capacity as the President of the Arizona Senate) and Eddie Farnsworth (in his official capacity as the Chairman of the Arizona Senate Judiciary Committee) are represented by counsel, Kory A. Langhofer and Thomas Basile. Defendants Maricopa County Board of Supervisors, Jack Sellers, Steve Chucri, Bill Gates, Clint Hickman, and Steve Gallardo are represented by counsel, Stephen W. Tully and Thomas Liddy. Proposed Intervenors Tyler Bowyer, Nancy Cottle, Jake Hoffman, Anthony Kern, Christopher M. King, James R. Lamon, Sam Moorhead, Robert Montgomery, Loraine Pellegrino, Greg Safsten, Salvatore Luke Scarmardo, Kelli Ward, Michael Ward, and Michael John Burke are represented by counsel, Bryan James Blehm, Alexander Kolodin, and

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2020-016904

12/22/2020

Chris Alfredo Viskovic. Counsel for Arizona Democratic Senate Judiciary Committee, Jim Barton, is also present. All parties appear via Court Connect.

A record of the proceedings is made digitally in lieu of a court reporter.

LET THE RECORD REFLECT that Mr. Tully has entered his appearance on behalf of the Defendants and waived formal service.

Discussion is held regarding Mr. Kolodin's Motion to Intervene.

IT IS ORDERED that the proposed intervenors do not have a right to intervene under Ariz. R. Civ. P. Rule 24, but they are permitted to participate as Amicus Curiae.

Discussion is held on the issues of jurisdiction, standing, and consolidating related cases.

Based on the foregoing,

IT IS ORDERED that any brief on the jurisdictional and related issues shall be filed **no later than December 23, 2020 at 2:00 p.m.** The parties shall email the briefs to the division's Courtroom Assistant, Rebekah Richardson, at Rebekah.Richardson@jbazmc.maricopa.gov.

Counsel for Arizona Democratic Senate Judiciary Committee, Mr. Barton, makes an oral motion for leave to file an amicus brief.

IT IS FURTHER ORDERED granting Mr. Barton's oral motion for leave to file an amicus brief.

IT IS FURTHER ORDERED setting Oral Argument for **December 23, 2020 at 4:00 p.m. (time allotted: 1 hour)** in this division on Plaintiffs' Application for Order to Show Cause. This matter will be heard by video/audio conference using **Court Connect**. Court Connect is the Superior Court in Maricopa County's new video court hearing platform. For more information about Court Connect, please visit: <https://superiorcourt.maricopa.gov/court-connect>.

A Court Connect video link will be emailed to counsel of record (or self-represented parties) the day before the hearing. All persons are strongly urged to appear by video instead of audio alone. For questions, please call Judge Warner's division at 602.372.2966, or email Courtroom Assistant Rebekah Richardson at Rebekah.Richardson@JBAZMC.Maricopa.gov.

Oral argument shall be limited to **one hour (60 minutes)** with the time divided equally between the sides.

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2020-016904

12/22/2020

2:53 p.m. Matter concludes.

NOTE: All court proceedings are recorded digitally and not by a court reporter. Pursuant to Local Rule 2.22, if a party desires a court reporter for any proceeding in which a court reporter is not mandated by Arizona Supreme Court Rule 30, the party must submit a written request to the assigned judicial officer at least ten (10) judicial days in advance of the hearing, and must pay the authorized fee to the Clerk of the Court at least two (2) judicial days before the proceeding. The fee is \$140 for a half-day and \$280 for a full day.

NOTE: Due to the spread of COVID-19, the Arizona Supreme Court Administrative Order 2020-79 requires all individuals entering a court facility to wear a mask or face covering at all times they are in the court facility. With limited exceptions, the court will not provide masks or face coverings. Therefore, any individual attempting to enter the court facility must have an appropriate mask or face covering to be allowed entry to the court facility. Any person who refuses to wear a mask or face covering as directed will be denied entrance to the court facility or asked to leave. In addition, all individuals entering a court facility will be subject to a health screening protocol. Any person who does not pass the health screening protocol will be denied entrance to the court facility.